

EXHIBIT 9
2/19/07
HB 491

Amendments to House Bill No. 491
1st Reading Copy

Requested by Representative Deborah Kottel

For the House Judiciary Committee

Prepared by David Niss
February 5, 2007 (6:28am)

1. Title, line 4.

Strike: the second "A"

Insert: "CERTAIN"

Strike: "WITNESS"

Insert: "WITNESSES"

2. Page 1, line 15.

Strike: "12"

Insert: ":

(a) 13

3. Page 1, line 16.

Following: "offense"

Insert: "; or"

(b) up to 18 years of age or younger at the time that the individual is called as a witness in a criminal proceeding involving a sexual or violent offense and is an individual with a developmental disability, as defined in 53-20-102"

4. Page 2.

Following: line 29

Insert: "(6) In the case of a child witness, as defined in [section 1(2)(b)], who is more than 13 years of age, the court shall find, as a condition precedent to making an order pursuant to [section 4], that the child witness possesses a mental state of a child 13 years of age or younger."

- END -